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11 **APPLE INC.**

12 **UNITED STATES DISTRICT COURT**
13 **NORTHERN DISTRICT OF CALIFORNIA**
14 **SAN FRANCISCO**

15
16 OPENTV, INC. AND NAGRAVISION, SA,

17 Plaintiffs,

18 v.

19 APPLE INC.,

20 Defendant.

Case No. 3:14-cv-01622-JST

**SECOND JOINT STIPULATION TO
EXTEND DEADLINE TO FILE ESI
STIPULATION AND STIPULATED
PROTECTIVE ORDER**

Case Filed: April 9, 2014
Judge: Honorable Jon S. Tigar

1 Pursuant to Civil L.R. 6-2 and 7-12, Plaintiffs OpenTV, Inc., and NagraVision, SA
2 (“OpenTV”) and Defendant Apple Inc. (“Apple”) hereby stipulate to extend the deadline to file
3 an ESI Stipulation and Stipulated Protective Order to September 9, 2014.

4 WHEREAS, pursuant to the Court’s July 25, 2014 Scheduling Order (Dkt. 59), the Parties
5 were required to file an ESI Stipulation and a Stipulated Protective Order by September 2, 2014;

6 WHEREAS, the Parties agreed to extend the deadline to September 9, 2014, but on
7 September 2, 2014, inadvertently filed a version of the stipulation that incorrectly requested that
8 the deadline be extended to September 5, 2014, instead of September 9, 2014 (Dkt. 64);

9 WHEREAS, on September 2, 2014, the Court granted the stipulation and ordered the
10 deadline extended to September 5, 2014 (Dkt. 66);

11 WHEREAS, the Parties are continuing to negotiate in good faith regarding the terms of
12 the ESI Stipulation and Stipulated Protective Order;

13 WHEREAS, the Parties believe that that they could make further progress towards
14 reaching agreement on the terms of the ESI Stipulation and Stipulated Protective Order with
15 additional time to continue their meet and confer discussions; and

16 WHEREAS, other than as described above, the Parties have not previously requested any
17 modifications to the Court’s Scheduling Order, and the modification requested herein will not
18 affect any other scheduled dates or events in this action;

19 It is hereby STIPULATED AND AGREED, by and between the Parties, subject to the
20 approval of the Court, as follows:

21 The Parties will file an ESI Stipulation and Stipulated Protective Order, including an
22 identification of any outstanding disputes regarding the terms of both, no later than
23 September 9, 2014.

24
25 Pursuant to Civil L.R. 6-2(a), this stipulation is supported by the concurrently filed
26 Declaration of Luann L. Simmons.

IT IS SO STIPULATED.

Dated: September 4, 2014

O'MELVENY & MYERS LLP

/s/ Luann L. Simmons

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ATTESTATION

Pursuant to General Order No. 45 X(B), I hereby attest that concurrence in the filing of this document has been obtained from Elizabeth A. Niemeyer.

By: /s/ Luann L. Simmons

Luann L. Simmons

ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: September 5, 2014

